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*Attorneys For Australian Gold, Inc.*

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
S&L VITAMINS, INC.,

Plaintiff/Counterclaim Defendant,

v.

AUSTRALIAN GOLD, INC.,

Defendant/Counterclaim Plaintiff.

-----X  
AUSTRALIAN GOLD, INC.,

Third Party Plaintiff,

v.

LARRY SAGARIN AND JOHN DOES,  
1-10,

Third Party Defendants.  
-----X

05 CV 1217 (JS)(ML)

**AUSTRALIAN GOLD'S NOTICE  
OF MOTION FOR LEAVE  
TO COMPEL PRODUCTION  
OF DOCUMENTS**

PLEASE TAKE NOTICE that upon Defendant/Third-party plaintiff Australian Gold, Inc.'s Memorandum of Law in Support of Its Motion To Compel, along with the accompanying Declaration of Scott D. Matthews, through their undersigned attorneys,

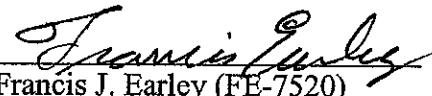
Australian Gold will move this Court on November 16, 2005, or as soon thereafter as counsel may be heard, for an Order pursuant to Fed. R. Civ. P. 26, 37 and 45:

(1) directing non-party **REDACTED** to respond to the Subpoena served by Australian Gold on October 7, 2005; and

(2) awarding Australian Gold its attorney fees and expenses associated with this motion.

Dated: New York, New York  
November 2, 2005

MINTZ LEVIN COHN FERRIS  
GLOVSKY AND POPEO, P.C.

By:   
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**REDACTED**